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PATENT TRADEMARK OFFICE

CPA \$

1771

Docket No. 1948-4293US2

Express Mail No. ~~EF099149946US~~

EL853180120US

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL PURSUANT TO 37 C.F.R. § 1.53(d)**

COMMISSIONER OF PATENTS  
Box CPA  
Washington, D.C. 20231

Prior Application

Examiner:

A. Singh

Group Art Unit:

1771

Inventor(s) Names and Addresses:

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La Foucaudiere  
61430 ATHIS DE L'ORNE  
FRANCE

TC 1700 MAIL ROOM

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1. This is a request for a ☒ Continuation ☐ Divisional Under 37 C.F.R. § 1.53(d) of prior application serial no. 09/041,538, filed on March 11, 1998, and entitled :  
FRICTION MATERIAL DESIGNED FOR FITTING TO A DEVICE  
EMPLOYING FRICTION IN A LIQUID MEDIUM, AND A METHOD OF  
PRODUCING SUCH A FRICTION MATERIAL AND THE DEVICE TO  
WHICH IT IS FITTED

2. The following are enclosed herewith:

- ☐ Preliminary Amendment
- ☒ Information Disclosure Statement including PTO 1449.
- ☐ Copies of References Cited in Information Disclosure Statement
- ☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

3. ☐ Please enter the Amendment/Request For Reconsideration After Final Rejection filed \_\_\_\_\_ in the above-identified parent application.
4. ☒ A Petition for Extension of Time and Fee therefor has been or is being filed in the parent application Serial No. 09/041,538 to extend the time for action in the parent application until February 28, 2001.
5. Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending and has been granted a filing date, so as to make this application co-pending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.
6. ☒ The fees to be charged are to be based on the number of claims:
- a. ☒ remaining after the Amendment rule on June 12, 2000.
  - b. ☐ entered in the parent application as of the date of its abandonment.
  - c. ☐ remaining after entering the Amendment After Final Rejection filed in the above-identified parent application.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$710.00
Total Claims	12- 20 =	0x	\$18.00/ \$9.00	\$ 0
Independent Claims	1- 3 =	0x	\$80.00/ \$40.00	\$ 0
<input type="checkbox"/> Multiple Dependent Claims		If marked, add fee of \$270.00 (\$135.00)		\$
TOTAL:				\$ 710.00

7. ☐ Small entity status is/has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$
8. ☒ A check in the amount of \$710.00 in payment of the CPA application filing fees is

attached.

9. ☐ Charge fee to Deposit Account No. 13-4500, Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
10. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1948-4293US2. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
11. ☒ Priority of application Serial No. 9403518, filed on March 25, 1994 in France, is claimed under 35 U.S.C. §119.
12. ☐ The parent application is assigned of record to \_\_\_\_\_, Recorded on \_\_\_\_\_, at Reel \_\_\_\_\_, Frame \_\_\_\_\_.
13. ☒ Assignment papers filed in application Serial No. 08/553,573.
14. ☐ A check in the amount of \$40.00 for recording the Assignment is attached.
15. ☒ The Power of Attorney was filed in the parent application.
16. ☐ A new Power of Attorney has been executed and is attached.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: February 28, 2001

By: Brett M. Hutton  
Registration No. 46,787

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Docket No. 1948-4293US2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Menard et al.

Group Art Unit: 1771

Serial No.: 09/041,538

Examiner: A. Singh

Filed: March 11, 1998

For: FRICTION MATERIAL DESIGNED FOR FITTING TO A DEVICE EMPLOYING FRICTION IN A LIQUID MEDIUM, AND THE METHOD OF PRODUCING SUCH A FRICTION MATERIAL AND THE DEVICE TO WHICH IT IS FITTED

**EXPRESS MAIL CERTIFICATE**

Express Mail Label No.: **EL853180120US**

Date of Deposit: **February 28, 2001**

I hereby certify that the following attached paper(s) and/or fee

1. CPA Transmittal (2 copies);
2. Petition for Extension of Time (2 copies);
3. Information Disclosure Statement (with PTO-1449 and one reference) (2 copies);
4. Communication from European Patent Office;
5. Check for \$710.00;
6. Check for \$890.00; and
7. Return Receipt Postcard

is being deposited with the United States is bein Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

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F. Garcia

(Typed or printed name of person mailing papers(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

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